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TO THE

PROCEEDINGS OF THE MADRAS GOVERNMENT

OF

FORT SAINT GEORGE,

IN THE

JUDICIAL DEPARTMENT,

FOR THE YEAR

1868.

MADRAS:

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1869.

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———Of the Subidiary Jail Committee, on the requirements of certain Districts of this Presidency, furnished to the Government of India, with certain remarks... ...	7th Sep....	57-58	1582
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——— Committee's Report on the requirements of this District, with respect to Jail accommodation, reviewed, and their recommendations thereon, sanctioned. A house to be rented at Maddaksira and until a new Cutcherry is built at Hurpenhally, temporary accommodation to be provided. Prisoners to be provided with coir mats and cumblies. A Toty to be employed for each Subsidiary Jail. The Cutcherry at Raidroog, to be sold. The attention of the Inspector General of Police called to the Lock-up at Pennacondah......	17th Dec...	158-159	2181
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———Plans and estimates for these buildings called for.	28th July...	215-216	1343
——— The purchase of the land for the Cutcherry for the Perindoray Tahsildar at Errode, sanctioned... ...	14th Sep ...	138-139	1636
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———Committee's report on the requirements of this District with respect to Jail accommodation. Plans and estimates of the improvements called for...	26th Oct....	173-179	1892
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———Site for the new Subsidiary Jail and out buildings in the compound of Collector's Cutcherry at —, approved...	8th Dec...	41-42	2113
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———Report of the Committee on the Sub-Jails at Saint Thomas' Mount, and at Home's Gardens.—The recommendations, approved, a tub, iron cots, coir mats, and cumblies sanctioned, a party of convicts from the Guindy Jail to remove the latrine in the Cutcherry compound at Sydapett... ...	9th May...	81-82	850
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———Provision to be made in the Budget for the ensuing year for the Subsidiary Jails, in this District...	28th Sep....	273-274	1749
———Estimate for improvements to the Subsidiary Jail buildings at —, sanctioned...	11th Dec... 11th Dec...	100-101 102-103	2149 2150
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———Public Works Proceedings thereon... ...	19th Dec ..	199-200	2216
———The recommendation of the Committee for altering the District Jail at Palghat and for building a latrine, and at Cochin, for giving up two rooms in the upper story of the Jail building and for converting the Hospital into wards, approved...	17th Dec...	166-167	2198
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————Rupees 100 sanctioned for the land proposed to be taken up at Oodiagherny and Atmakoor, on account of the Talook Cutcherries and Subsidiary Jails to be built there and the construction of a Taluq Cutcherry at Rapoor, sanctioned... ...	12th Aug...	117-118	1479
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————The rent for the house proposed to be occupied temporarily as a Sub-Jail at Udayagiri, sanctioned. ...	12th Feb....	142-143	254
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————Intimation made by the Public Works Department, that no money can be spared from the Reserve of 1868-69 for the Subsidiary Jails in this District	3rd June..	26-27	1038
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———Plans and estimates for improvements to the Sub-Magistrate's Cutcherries, approved...	21st Oct....	121-122	1857
———Deputy Tahsildar's Office.—The Superintending Engineer authorized conditionally to disburse to the Collector of Salem, the purchase money of Major Hunter's property at Yercand, required on account of the Deputy Tahsildar's Office...	22nd Oct....	141-142	1845
———The construction of the Subsidiary Jail at —, sanctioned in November last, to be proceeded with, and thereby rendering it unnecessary to rent the building used as a Subsidiary Jail, belonging to Mr. Boalth... ...	26th Oct....	171-172	1856
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———Public Works Proceedings requesting that orders be issued for the erection of the Salem Subsidiary Jail...	13th Nov...	111-112	1993
———Estimates for Taluq Cutcherries and Subsidiary Jails at Attoor and Namkal, sanctioned	24th Nov...	191-192	2025
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———Committees's Report on the requirements of accommodation in this District, for prisoners whose sentence is within 30 days, reviewed. Plans and estimates for the requirements called for...	26th Oct....	168-170	1855

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———Estimates for providing additional Jail accommodation required in —, called for...	20th June...	193-194	1134
———The retention of the present Lock-ups in the Police Station at Karikal,, approved...	9th July..	66-67	1229
———Plans and estimates for the additional accommodation required in respect of Subsidiary Jails at Mangalore, Beltangady, Oodoopee, Buntwall, Karkul, Cundapoor, Uppinangudi, Hosdroog, and Cassergode, sanctioned...	28th Oct....	180-181	1898
———Estimates for additional Subsidiary Jail accommodation required at certain stations at —, sanctioned...	17th Nov...	138-139	2009
Tanjore.—Committee's Report on Jail requirements in this District, reviewed, plans and estimates called for. The required land to be purchased...	26th Oct....	173-179	1892
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————Supplemental report of the Committee, recommending that the Sub-Magistrates Cutcherry at Vizagapatam, should be altered and that a new Cutcherry and Subsidiary Jail should be built at Vizianagram; and that at Chodavaram, a new Cutcherry should be built and that pending the construction of the latter building the Lock-up at Chodavaram have certain additions, adopted...	16th Nov...	125-126	1998
————Estimate for the Jail at Nursapatam, sanctioned...	23rd Nov...	177-178	2021
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———Funds allotted on account of the land taken up for the —.	28th July...	219-220	1344
———Estimate for drains to the rooms occupied by filthy lunatics, sanctioned...	26th Oct....	186-187	1901
———Estimate for improving the ventilators of the male wards, sanctioned...	26th Nov...	215-216	2033
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———Revised estimate for this Asylum, sanctioned... ...	13th June..	129-130	1092
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———The Collector to select in communication with the Committee of management of the Cocanada Dispensary and Assistant Engineer, a suitable site for the Police Hospital, in the immediate vicinity of the Dispensary, and to take steps for acquiring the same... ...	2nd Sep...	25-28	1564
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Original Suit No. 80 *of* 1868.—Authority granted for the defence at the public expense of —, instituted in the Principal Sudder Ameen's Court, against Deputy Magistrate Strinivassa Row and certain others to be determined hereafter whether the costs, if any, shall be borne by that Officer, or Government...	14th May...	144-146	882
———Authority granted for the defence of the suit instituted against the 1st Clerk of the Sub-Collector's Office, Kristnasuwmi Iyer, late Sub-Magistrate of Tranquebar. ...	14th May...	146-147	884

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Original Suit No. 24 *of* 1868.—Authority granted for the defence at the public expense of — instituted in the District Moonsiff's Court at Tranquebar against Kristnaiyar, Sub-Magistrate at Madhearjunam...	15th July...	125-126	1277
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———Authority granted for defending in the first instance, at the public expense, of Original Suit, No. 32 of 1868, instituted in the Court of — against Pattabirum Pillay, 1st Class Sub-Magistrate of Trichinopoly, under the usual condition, authorized...	8th Dec...	54-55	2119
———The result of the Suit instituted in the District Moonsiff's Court of Peddapur, by Kantepudi Kondiah, against Mr. Fraser, the Collector and two others, for the cancelment of the sale of certain land, reported... ...	13th Aug...	136-137	1489
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———The sale of the Coffee Estate at Malabar, late in the occupation of Pusari, ordered...	21st July...	165-166	1318
———The Coffee Estate rented, as there were no bidders for it	28th Aug...	250-251	1549
Moyen Kunhu Ramen Nair.—Disposal of the articles of — who died intestate, requested by the Principal Sudder Ameen. Enquiry made, whether there are circumstances connected with the position which the deceased held, that prevent his heirs from coming forward to claim the property. The articles not of a perishable nature, to be secured, a Police guard to be employed, for protecting the property, and the estate to pay the charge of the guard. The perishable articles to be sold, and the proceeds held in deposit. The gold and silver articles to be deposited in the Treasury until the prescribed time...	27th Nov...	244-245	2053
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Hut.—The views of the Board of Revenue requested regarding a hut left by one V. Papaya, who died intestate and without heir...	29th Jan....	249-250	176
———The hut to be sold with its site and the proceeds to be carried to the public account...	1st Oct....	5-6	1874
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Pacheco, Mr., Sheristadar, Mangalore Session Court.—His application to be exempted from passing the District Moonsiff's test, declined...	17th Feb....	196-197	277
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Shunmooga Pillay, Javabnevis of Civil Court at Coimbatore, praying to be exempted from passing the District Moonsiff's and Pleaders test, declined...	26th Mar...	265-266	540
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Exemptions.—Streenevassa Iyengar, Clerk on the establishment of the Collector of Tanjore, exempted for passing this test, and permitted to pass the special test in the Vernacular...	4th Dec....	24-25	2102
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Leave and allowances.—Ruling of the Secretary of State, that when an Officer at the expiration of his furlough is prevented by ill health from returning to duty, the grant of extension of leave without pay is not prohibited... ...	17th Jan...	106-107	55
Native languages.—Papers from the Government of India regarding the encouragement of the study of — among European and Eurasian Uncovenanted Servants... ...	24th Apr...	261-262	763

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UNCOVENANTED SERVANTS.			
Pensions.—Ruling of the Government of India, that an Uncovenanted Officer promoted before August 1862, to an office with a salary exceeding Rupees 10,000 per annum, whose average salary during the last five years of his service equals or exceeds that amount, and whose effective service at the time of retirement is not less than 20 years, may be allowed one-third pay pension up to the limit of £500 per annum...	17th Jan....	104-105	54
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GENERAL.			
Travelling allowances.—Correspondence on the subject from the Governments of Bengal and Bombay. Instructions of Government for the payment of the expenses of witnesses summoned before the Magistracy...	15th July...	120-122	1273
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Cantonment Magistrate informed, that it will be inconvenient for Major Drever, Commissioner of Police, to attend the Session Court, Nundydroog, in the case Crown, versus J. H. Boyne, as summoned...	27th Apr...	276	774
———Intimation made by the Magistrate that Major Drever need not attend until further summoned... ...	7th May...	58-59	833
COIMBATORE.			
Revised bill, in lieu of that sanctioned for batta to certain witnesses summoned to give evidence in a case of adultery held before the Magistrate of Ootacamund passed, as also the charges of another witness...	13th Jan....	57-58	24
———Amount of batta and travelling allowance of a witness required to attend the Sessions Court at Ootacamund, sanctioned...	17th Jan...	96-97	48
———Travelling expenses, &c., of a witness for the prosecution in a case of attempt to commit suicide, sanctioned...	27th Aug... 21st Nov...	238-241 167-168	1542 2018

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Rupees 50-8-0 sanctioned being travelling expenses incurred by Mr. Gerrard, summoned by the Joint Magistrate of Ootacamund from Cannanore to give evidence in a criminal case...	30th Sep....	307-308	1772
———Bills of charges of certain Amshom servants of Malabar who were witnesses in the case of the murder of certain Police Constables by the Chinese convicts that made their escape from Lovedale Jail, sanctioned... ...	18th Nov...	147-148	2011
TANJORE.			
Ramasawmy Iyer.—Charges incurred by — who was summoned from Munjacoopum to give evidence in a criminal case tried by the Assistant Magistrate at Porto Novo, sanctioned...	24th June...	234-235	1160
MALABAR.			
Bills of travelling expenses of certain witnesses in Case No. 7 of 1868, on the file of the Court at Calicut, sanctioned...	26th Aug...	231-232	1560
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JUDICIAL HOME CORRESPONDENCE.

Despatches, to the Secretary of State for India, in 1868.

Nos.	Dates.	Papers reported.		Subject.
	1868.	1868.	Nos.	
1	8th Feb...	....	....	*Reformatories.*—Copy of the Proceedings, &c., regarding the establishment of Juvenile Reformatories in the Madras Presidency, forwarded.
2	29th Feb...	....	....	*Covenanted Civil Service.*—A list of Members of the Covenanted Civil Service, on the Madras Establishment, who are eligible to the office of Judge of the High Court, forwarded.
3	29th Feb...	1867. 1st Mar... 21st Feb...	 18-19 267-268	*Cross, Mr.*—Intimated, that subject to the confirmation of the Home Government, Mr. M. Cross, Judge of the Court of Small Causes, Negapatam, has been granted one year's sick leave, under the Old Uncovenanted Service Rules.
4	10th Mar...	1866. 22nd Dec... 1867. 16th Feb.... 28th Feb... 4th Dec... 1868. 18th Feb... 18th Feb.... 13th Feb....	 172-173 107-108 257-258 48-49 A J 201-201 Revenue. 383-184 222-223	*Police.*—The Proceedings of Government relative to certain important questions connected with the Police charges of this Presidency, forwarded.
5	10th Mar...	1867. 16th Feb... 16th Dec. . 1868. 4th Mar...	 23-24 193 48-53	*High Court.*—Intimated that there is no objection to the reduction proposed in the number of Judges from five to four in the High Court at Madras, and a suggestion offered for the High Court being relieved of its original jurisdiction, a separate Court of original jurisdiction being established for the administration of Civil and Criminal Justice at the Presidency Town, of which the jurisdiction may be extended to the adjoining Districts.
6	14th Mar...	....	....	*Suits.*—A Return of the litigation to which the Government was a party in 1867, submitted.
7	21st Mar. ..	1867. 31st July.... 2nd Aug... 22nd Aug... 5th Sep.... 1868. 25th Feb.... 2nd Mar... 13th Mar... 20th Mar...	 341-343 20-21 277-279 49-51 304-305 19-20 138-141 219-222	*Military Offenders.*—The embarkation of six Military Offenders on the Ships *Akbar* and *Gosforth* reported, and the documents relating to them, forwarded.
8	12th May...	8th May...	66-67	*Reformatories.*—Correspondence with the Government of India relative to the establishment at Madras of a Reformatory for Juvenile offenders, forwarded.

Despatches to the Secretary of State for India, in 1868.—(Continued.)

Nos.	Dates.	Papers reported.		Subject.
	1868.	1868.	Nos.	
9	12th May...	5th May...	17-20	*Memorial* from Moottoosawmy Naidoo, late an Inspector of Police, appealing against his dismissal, forwarded.
10	20th May...	7th May...	64-65	*Estates.*—Copies of the Administrator General's Schedules of Estates and Trusts, and of the Report of the Auditor on his accounts for the half-year ended 31st December 1867, forwarded.
11	17th June.	....	....	*Reformatories.*—The statement made by Major Drever, that "when a boy is flogged he is branded for years if not for life" explained.
12	23rd June .	22nd June..	201-202	*Master of the Milbrook.*—Explanation from the Magistrate of Malabar, on the subject of the complaint preferred against the Master of Barque *Milbrook*, furnished.
13	30th June ..	26th June...	247-248	*Briggs, Captain.*—Instructions to be issued for the recovery of the sum of Rupees 14 from Captain G. Briggs, Cantonment Magistrate, Cannanore, now on leave in England.
14	11th Aug...	....	....	*Memorial* from Nawab Sahib, late District Moonsiff of Narsapoor, in the Godavery District, praying for restoration to that office from which he has been dismissed by the High Court, forwarded.
15	25th Aug...	14th Aug...	148-149	*Memorial* from Arnachellum Pillai, late Sub-Registrar of Assurances at Pattamaday, Ambasamdram Taluq, in the District of Tinnevelly, complaining against an Order of Government, declining to appoint him to the post of Sub-Registrar at Shermadeny in the same taluq, forwarded.
16	15th Sep....	7th Sep....	99-191	*Memorial* from Ramalinga Tamberan, praying that he may be exempted from personal appearance in the Civil Courts, together with a letter from the Collector of Tanjore considering that the Memorialist has no claim to such exemption, forwarded.
17	30th Oct....	23rd Sep...	122-123	*Administrator General.*—Copies of the Administrator General's Schedules of Estates and Trusts, and of the report of the Auditor on his accounts for the half-year ending the 30th June 1868, fowarded.
18	21st Nov....	31st Mar... 16th Apr... 15th May... 10th July. . 31st July... 12th Aug... 20th Aug... 22nd Aug... 16th Sep...	302-306 151 150-151 92-93 245A 123-124 194-195 199-200 Revenue. 226-228	*Neilgherry Hills.*—Proceedings connected with the appointment of a Commissioner for the administration of Civil and Criminal Justice, and for the collection and Superintendence of the Revenues on the Neilgherry Hills, forwarded.

JUDICIAL HOME CORRESPONDENCE.

Despatches, from Secretary of State for India, in which orders were passed in 1868.

Nos.	Despatches received.	Nos.	Despatches replied to therein.	Subject.	Date of Proceedings.	Nos.
	1868.		1868.		1868.	
1	16th Jan....	......	....	*Act.*—Copy of a letter from the Secretary to the Board of Trade, relative to the revision of the various Acts regarding Merchant shipping, forwarded, and any suggestions which the Government may wish to make on the subject, called for...	Marine Proceedings 3rd June...	......
3	24th Feb...	......	....	*Publications.*—Ten copies of a Digest and summary of information respecting Prisons in the Colonies, forwarded...	8th Apr...	107-108
4	24th Feb...	19	1867. 26th Nov...	*Bittleston, Sir A.*—The claim of Sir A. Bittleston, to a moiety of salary for the entire period of his absence from Madras in the year 1867, admitted...	8th Apr...	103-104
5	29th Feb...	18	22nd Oct...	*Brooks, Mr.*—The arrangements entered into with Mr. Brooks, relative to his compensation allowance of Rupees 200 per mensem, approved...	16th Apr...	145-146
6	8th Apr...	......	....	*Barron, Mr.*—Letter of Mr. James Barron, master of the Barque *Milbrook*, preferring certain complaints against Mr. G. A. Ballard, Magistrate of Malabar, forwarded, the matter being duly investigated, and reported...	13th May...	136-137
7	13th Apr...	1	1868. 8th Feb...	*Reformatories.*—Intimated, that a decided opinion on the subject of Central Juvenile Reformatories cannot be expressed until information on the subject has been received from the Government of India, the question of flogging Juvinile offenders, to be considered...	17th June...	158-159
8	21st May...	6	14th Mar...	*Suits.*—The results of the Return showing the extent of litigation in the Civil Courts, during the year 1867, considered satisfactory... ...	22nd June..	205-206
9	4th June..	4	10th Mar...	*Police.*—Intimated, that the Memoranda of the Commissioner of Police, and the Minute of Mr. Arbuthnot, on the proposed charges of the Police of the Madras Presidency have been read; and that an opinion cannot be expressed until the views of the Government of India have been furnished... ...	3rd July...	33-34

Despatches from Secretary of State for India, &c.—(Continued.)

Nos.	Despatches received.	Nos.	Despatches replied to therein.	Subject.	Date of Proceedings.	Nos.
	1868.		1868.		1868.	
10	25th June...	5	10th Mar...	*Judges of the High Court.*—The views of the Madras Government, in reducing the number of Judges from five to four, concurred in ...	5th Aug...	35-36
11	30th June...	9	12th May...	*Memorials.*—Interference in favor Mootoosawmy Naidoo, late an Inspector of Police, who was dismissed from the service, declined... ...	6th Aug...	62-63
12	26th Aug...	8	12th May...	*Reformatory.*—The decision of the Government of India, on the subject of establishing a Reformatory for Juvenile offenders at Madras, concurred in...	5th Oct. ...	25-26
13	26th Aug...	12	23rd June...	*Barron, Mr.*—Mr. Ballards' explanation considered satisfactory, and Mr. Barron informed he had no just ground for complaint... ...	5th Oct....	27-28
14	30th Sep...	......	....	*Publications.*—Intimated, that 50 copies of the 5th Report of the Indian Law Commissioners will shortly be forwarded...	12th Nov...	105-106
15	7th Oct....	14	11th Aug...	*Memorials.*—Interference in the decision of the High Court, in the case of Nawab Sahib, late District Moonsiff of Narsapore who has been dismissed, declined...	14th Nov...	119-120
17	11th Nov...	15	25th Aug...	———Interference in the case of Memorialist, Arnachellum Pillai, who forwarded a complaint of not being appointed Sub-Registrar of Assurances at Sheemadevy, declined...	15th Dec....	119-120
18	11th Nov...	16	15th Sep ...	———Proceedings of Government, in the case of Ramalinga Tamberan, who Memorialized to be exempted from personal appearance in the Civil Courts, approved...	15th Dec...	117-118

Despatches, transferred to other Departments.

No. 2, dated 31st January 1868. | No. 16, dated 31st October 1868.